

ORDINANCE NO.

1 AN ORDINANCE AMENDING CHAPTER 25-2, SUBCHAPTER C, DIVISION 10  
2 OF THE CITY CODE RELATING TO TRANSIT-ORIENTED DEVELOPMENT  
3 DISTRICTS.  
4

5 BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:  
6

7 **PART 1.** Section 25-2-766.04(B) (*Transit Oriented Development Districts Established*  
8 *And Classified*) of the City Code is amended to read:

- 9 (B) The initial boundaries and zones of each TOD district are described in  
10 Appendix D (*Transit Oriented District Boundaries And Zones*). The final  
11 boundaries and zones of a TOD district are established by the ordinance  
12 adopting the station area plan, as provided in Section 25-2-766.22 (*Adoption*  
13 *Of Station Area Plan*). The official maps of the districts are on file with the  
14 director, who shall resolve uncertainty regarding the boundary of a district.

15 **PART 2.** Section 25-2-766.12(E) (*Use Regulations*) of the City Code is amended to  
16 read:

- 17 (E) A [In a gateway zone, a] transportation terminal use is a permitted use if:  
18 (1) it is operated by a governmental entity; and  
19 (2) the director determines that the transportation terminal:  
20 (a) uses urban design to enhance the community identity of the station  
21 area and to make it an attractive, safe, convenient, and interesting  
22 place;  
23 (b) creates convenient connections to and within the station area to  
24 promote pedestrian and bicycling activity;  
25 (c) enhances the existing transportation network to promote access to  
26 transit and other destinations within the station area;  
27 (d) manages the amount and location of parking so that it does not  
28 dominate the station area or create an unattractive environment or  
29 unsafe situation; and  
30 (e) makes the station area a unique place.

1 **PART 3.** Section 25-2-766.21 (*Preparation Of Station Area Plan*) of the City Code is  
2 amended to add a new Subsection (B) and amend the existing Subsection (B) to read as  
3 follows and reletter the remaining subsection accordingly:

4 (B) The director may recommend that council modify the initial boundaries of a  
5 TOD district and may prepare a station area plan with the proposed boundary  
6 modification. In that event, the director must allow the persons affected by  
7 the proposed boundary modification to participate in the preparation of the  
8 plan.

9 (C) [(B)] A station area plan must be included in an adopted neighborhood plan, if  
10 any. An amendment to an adopted neighborhood plan to include a station area  
11 plan must be reviewed and approved in accordance with the neighborhood  
12 plan amendment process established by council, except that the director may  
13 propose and the council may enact an amendment to an adopted neighborhood  
14 plan to include a station area plan at any time.

15 **PART 4.** Section 25-2-766.22 (*Adoption Of Station Area Plan*) of the City Code is  
16 amended to add a new Subsection (B) to read as follows and reletter the remaining  
17 subsection accordingly:

18 (B) The council may modify the initial boundaries of a TOD district in the  
19 ordinance adopting the station area plan.

20 **PART 5.** This ordinance takes effect on \_\_\_\_\_, 2007.

21 **PASSED AND APPROVED**

22  
23 §  
24 §  
25 \_\_\_\_\_, 2007 § \_\_\_\_\_

26 Will Wynn  
27 Mayor

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30 **APPROVED:** \_\_\_\_\_  
31 David Allan Smith  
32 City Attorney

30 **ATTEST:** \_\_\_\_\_  
31 Shirley A. Gentry  
32 City Clerk